

REFERENCE TITLE: **elections; youth poll workers**

State of Arizona  
House of Representatives  
Forty-seventh Legislature  
Second Regular Session  
2006

## **HB 2533**

Introduced by  
Representatives Gallardo, Downing, Kirkpatrick, Sinema: Cajero Bedford,  
Lopes, Lujan, Meza, Prezelski

### AN ACT

AMENDING SECTION 16-531, ARIZONA REVISED STATUTES; RELATING TO ELECTION  
BOARDS AND TALLY BOARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 16-531, Arizona Revised Statutes, is amended to  
3 read:

## 16-531. Appointment of election boards and tally boards: qualifications

6       A. When an election is ordered, and not less than twenty days prior to  
7       a general or primary election, the board of supervisors shall appoint for  
8       each election precinct one inspector, one marshal, two judges and not less  
9       than two clerks of election. The inspector, marshal, judges and clerks shall  
10      be qualified voters of the precinct for which appointed, unless there is not  
11      a sufficient number of persons available to provide the number of  
12      appointments required. The inspector, marshal and judges shall be members of  
13      the two political parties which cast the highest number of votes in the state  
14      at the last preceding general election and shall be divided equally between  
15      these two parties. One-half or one more than one-half of the inspectors in  
16      the various precincts in the county shall be members of one of the two  
17      largest political parties and the remaining inspectors shall be members of  
18      the other of the two largest political parties. In each precinct where the  
19      inspector is a member of one of the two largest political parties, the  
20      marshal in that precinct shall be a member of the other of the two largest  
21      political parties. Whenever possible, any person appointed as an inspector  
22      shall have had previous experience as an inspector, judge, marshal or clerk  
23      of elections. If there is no qualified person in a given precinct, the  
24      appointment of an inspector may be made from names provided by the county  
25      party chairman. If not less than ninety days prior to the election the  
26      chairman of the county committee of either of the parties designates  
27      qualified voters of the precinct, or of another precinct if there are not  
28      sufficient members of his party available in the precinct to provide the  
29      necessary representation on the election board as judge, such designated  
30      qualified voters shall be appointed. The judges, together with the  
31      inspector, shall constitute the board of elections. Any registered voter in  
32      the election precinct, or in another election precinct if there are not  
33      sufficient persons available in the election precinct for which the clerks  
34      are being appointed, may be appointed as clerk.

35           B. If the election precinct consists of fewer than two hundred  
36 qualified electors, the board of supervisors may appoint not fewer than one  
37 inspector and two judges. The board of supervisors shall give notice of  
38 election precincts consisting of fewer than two hundred qualified electors to  
39 the county chairmen of the two largest political parties not later than  
40 thirty days before the election. The inspector and judges shall be appointed  
41 in the same manner by party as provided in subsection A OF THIS SECTION.

42 C. If a nonpartisan election is ordered, not less than twenty days  
43 before the election the governing board holding the election shall appoint,  
44 without consideration for political party, a minimum of three election  
45 workers for each polling place. The election workers shall consist of at

1 least one inspector and two judges. Whenever possible, they shall be  
2 qualified electors of the precinct located within the district, without  
3 consideration for political party.

4 D. Where the election precinct consists of three hundred fifty or more  
5 qualified electors, the board of supervisors may in addition to the board of  
6 elections appoint a similar board to be known as the tally board. The tally  
7 board shall take custody of the ballots from the closing of the polls until  
8 the tally of the ballots is completed. The tally board shall consist of the  
9 inspector of the board of elections, two judges and not less than two clerks.  
10 The inspector and two judges shall be appointed to provide as equal as  
11 practicable representation of members of the two largest political parties on  
12 the board in the same manner as provided for the election boards. Any  
13 registered voter in the election precinct, or in another election precinct if  
14 there are not sufficient persons available in the election precinct for which  
15 the clerks are being appointed, may be appointed as clerk. A member  
16 appointed to serve on the tally board, with the exception of the inspector of  
17 the board of elections, shall not be appointed to serve on the board of  
18 elections. The inspector of the board of elections shall be a member of the  
19 tally board and during such time shall act as the supervisor of the tally  
20 board. No United States, state, county or precinct officer, nor a candidate  
21 for office at the election, other than a precinct committeeman or a candidate  
22 for the office of precinct committeeman, is qualified to act as judge,  
23 inspector, marshal or clerk.

24 E. If an electronic voting system is in use the write-in ballots shall  
25 be tallied by a board of elections consisting of one inspector and two judges  
26 who are appointed in the same manner by party as provided in subsection A **OF**  
**THIS SECTION.**

27 F. At least ten days before a special election, the governing body  
28 conducting the election may in like manner appoint a special tally board or  
29 boards for the specific purpose of tallying the ballots on the closing of the  
30 polls. The tally boards shall consist of at least one inspector and two  
31 judges. The inspector of the board of elections shall act as the supervisor  
32 of the tally board.

33 G. **NOTWITHSTANDING ANY OTHER STATUTE, THE BOARD OF SUPERVISORS MAY**  
**APPOINT TO AN ELECTION BOARD A PERSON WHO IS NOT ELIGIBLE TO VOTE IF ALL OF**  
**THE FOLLOWING CONDITIONS ARE MET:**

34 1. **THE PERSON WILL BE SIXTEEN YEARS OF AGE OR OLDER AT THE TIME OF THE**  
**ELECTION FOR WHICH THE PERSON IS NAMED TO THE ELECTION BOARD.**

35 2. **THE PERSON IS A CITIZEN OF THE UNITED STATES AT THE TIME OF THE**  
**ELECTION FOR WHICH THE PERSON IS NAMED TO THE ELECTION BOARD.**

36 3. **THE PERSON IS SUPERVISED BY AN ADULT WHO HAS BEEN TRAINED AS AN**  
**ELECTIONS OFFICER.**

37 4. **THE PERSON HAS RECEIVED TRAINING PROVIDED BY THE OFFICER IN CHARGE**  
**OF ELECTIONS.**

1       5. THE PARENT OR GUARDIAN OF THE PERSON HAS PROVIDED WRITTEN  
2 PERMISSION FOR THE PERSON TO SERVE.

3       H. A SCHOOL DISTRICT OR CHARTER SCHOOL SHALL NOT BE REQUIRED TO REDUCE  
4 ITS AVERAGE DAILY MEMBERSHIP OR AVERAGE DAILY ATTENDANCE, AS DEFINED IN  
5 SECTION 15-901, FOR ANY PUPIL WHO IS ABSENT FROM ONE OR MORE INSTRUCTIONAL  
6 PROGRAMS AS A RESULT OF THE PUPIL'S PARTICIPATION IN YOUTH POLL WORKER  
7 EMPLOYMENT PURSUANT TO SUBSECTION G OF THIS SECTION.

8       ~~G.~~ I. Nothing in this section shall prevent the board of supervisors  
9 or governing body from refusing for cause to reappoint, or from removing for  
10 cause, an election or tally board member.